

## NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. §§6172 and 6192

**RULE PROMULGATION:** DMR Regulation 95.24, Closed Area No. 1002, Maine/New Hampshire border to Maine/Canadian border (entire Maine Coast), promulgated on July 14, 2004:

**TEXT OF RULE:** DMR Regulation 95.24, Closed Area No. 1002, Maine/New Hampshire border to Maine/Canadian border (entire Maine Coast):

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters inside non-shellfish commercial marine species containment areas (lobster pounds or other pounding areas) from the Maine/New Hampshire border to the Maine/Canadian border (entire Maine Coast) except for aquaculture lease sites.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: July 14, 2004

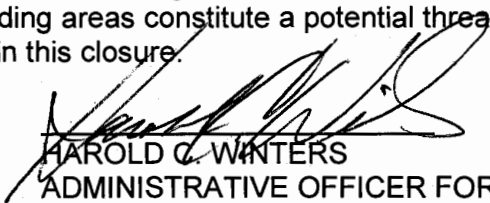
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### STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources promulgates the emergency DMR Regulation 95.24, Closed Area No.1002, Maine/New Hampshire border to Maine/Canadian border (entire Maine Coast).

Department personnel have determined that harvesting shellfish in the shores, flats and waters within any lobster pounds or similar pounding areas constitute a potential threat to public health. Aquaculture lease sites are not included in this closure.

  
HAROLD C. WINTERS  
ADMINISTRATIVE OFFICER FOR GEORGE D.  
LAPOINTE, COMMISSIONER AS AUTHORIZED  
BY 12 M.R.S.A. SECTION 6023